

Practitioner's Docket No. 588.1008

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Martin ZIMMERMANN

RECEIVED

Application No.: 10/761,117

Group No.: 3681

MAY 11 2005

Filed: 01/20/2004

Examiner: WRIGHT, Dirk

OFFICE OF PETITIONS

For: **SYSTEM FOR CONTROLLING A TRANSMISSION
COMPONENT IN A VEHICLE TAKING INTO
CONSIDERATION A POSSIBLE FLUID LOSS**

Date of mailing "Notice of Allowance and
Issue Fee Due" January 27, 2005

Confirmation No.: 3136

**OFFICE OF PETITIONS
MAIL STOP DAC
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450**

PETITION FOR WITHDRAWAL FROM ISSUE (37 C.F.R. § 1.313)

PETITION

1. Applicant hereby petitions for the withdrawal of this application from issue.

CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. 1.8(a))

I hereby certify that this correspondence is, on the date shown below, being:

DELIVERY BY HAND

☒ delivered by hand to the Assistant Commissioner
for Patents, P.O. Box 1450, Alexandria, VA 22313-
1450, OFFICE OF PETITIONS, BOX DAC.

Date: May 11, 2005

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2. The issue fee for this case

(complete (a) or (b))

(a) ☐ has NOT been paid, but is due for payment on _____.

(b) ☒ has been paid on April 20, 2005.

(complete the following, if known)

This application is scheduled to

☐ issue on

☐ as patent

REASON(S) FOR WITHDRAWAL REQUEST

3. The reason for the request for withdrawal from issue is:

(check applicable item(s) below)

(a) ☐ there has been a mistake on the part of the Office.

(b) ☐ there has been a violation of Section 1.56, or illegality in the application.

(c) ☐ one or more of the claims are unpatentable.

(d) ☐ for purposes of declaring an interference.

(e) ☒ other: To Permit Consideration of a Request for Continued Examination (RCE) in Compliance with 37 C.F.R. § 1.114 to disclose Patent References that were cited in a related French Search Report.

PETITION FEES

4. The petition fee (37 C.F.R. § 1.17(h)) is paid as follows:

☐ Enclosed is a check in the sum of \$ 0.00

☒ Charge Account 50-0552 the sum of \$130.00.


SIGNATURE OF PRACTITIONER

William C. Gehris, Reg. No. 38,156
(type or print name of practitioner)

Date: May 10, 2005

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New York, New York 10018
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(Petition for Withdrawal from Issue (37 C.F.R. 1.313))